

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

BENNIE EDWARD PIERCE, JR.,

§

Plaintiff,

§

v.

§

Case No. 2:19-cv-00344-JRG-RSP

STATE OF TEXAS,

§

Defendant.

§

§

ORDER

Plaintiff Bennie Edward Pierce, Jr. previously filed a complaint in *forma pauperis* against the State of Texas in the above-referenced matter. Magistrate Judge Payne entered a Report and Recommendation (Dkt. No. 4), recommending dismissal of the complaint as frivolous and for failure to state a claim pursuant to 28 U.S.C. § 1915A, and separately for failure to prosecute. Because no objections have been filed and for the reasons set forth in the Report and Recommendation, it is **ADOPTED**. A final judgment will issue separately.

So ORDERED and SIGNED this 29th day of December, 2022.


RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE